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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

SINGAPOREMATH.COM, INC., an Oregon corporation,

Plaintiff,

v.

HOUGHTON MIFFLIN HARCOURT PUBLISHING COMPANY

Defendant.

No. 3:11-cv-01522MO

JOINT STATUS REPORT

Pursuant to the Court's June 8, 2012 Order, the parties submit the following Status Report. As defendant Houghton Mifflin Harcourt Publishing Company (HMH) noted in its May 29, 2012 filing, HMH declared a Ch. 11 bankruptcy ("the Bankruptcy"). In its June 27, 2012 filing, HMH's counsel informed the Court that HMH's bankruptcy plan was approved on June 22, 2012 by the U.S. Bankruptcy Court for the Southern District of New York.

On September 4, 2012, plaintiff Singapore Math, Inc. (fka SingaporeMath.com, Inc.) filed a new trademark-infringement lawsuit in the U.S District Court for the District of Oregon against the entity that emerged from the Bankruptcy, and that case is captioned Singapore Math, Inc. v. Houghton Mifflin Harcourt Publishing Company, Case No. 3:12-cv-01583-BR. The post-bankruptcy entity has the same name as the entity in the Bankruptcy,

Plaintiff Singapore Math intends to file a motion to dismiss this matter later this week. As will be described in its motion to dismiss in favor of the new Oreogn lawsuit, plaintiff Singapore Math chose to file the new lawsuit because certain provisions of the HMH bankruptcy plan pertaining to a discharge injunction and third-party releases make the present lawsuit ineffective for plaintiff Singapore Math to obtain the relief it desires against the post-bankruptcy HMH entity.

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The parties are presently discussing plaintiff Singapore Math's to-be-filed motion to dismiss, and defendant HMH is considering how it will respond to the motion, and to plaintiff Singapore Math's new lawsuit.

Respectfully submitted,

KOLISCH HARTWELL, P.C.

Dated: September 10, 2012

/s/ David P. Cooper
David P. Cooper
of Attorneys for Plaintiff SingaporeMath.com, Inc.

DONOVAN AND YEE LLP

Dated: September 10, 2012

/s/ Nancy J. Mertz
Nancy J. Mertz
of Attorneys for Defendant Houghton Mifflin
Harcourt Publishing Company

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of September, 2012, that a true and correct copy of the foregoing JOINT STATUS REPORT was served by the method indicated below on the following persons:

Nancy J. Mertz Email: NMertz@yeellp.com Sarah Kickham Email: SKickham@yeellp.com DONOVAN & YEE LLP 161 Avenue of the Americas, Suite 1201 New York, NY 10013 Kevin M. Hayes, OSB # 012801 Email: kevin.hayes@klarquist.com John D. Vandenberg, OSB # 893755 Email: john.vandenberg@klarquist.com KLARQUIST SPARKMAN, LLP One World Trade Center 121 S.W. Salmon Street, Suite 1600 Portland, Oregon 97204 <i>Of Attorneys for Defendant Houghton Mifflin Harcourt Publishing Company</i>	() First-Class Mail () Hand-Delivery () Overnight Courier () Facsimile () E-mail (X) CM/ECF
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 / s / David P. Cooper
of Attorneys for Plaintiff Singapore Math, Inc.
(fka SingaporeMath.com, Inc.)